

OFFICIAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TO pm  
6/5/01  
FILED

PAUL W. MANHEIM, CLERK

MAY 31 2001

Wm. W. MANHEIM, CLERK  
PER

GREGORY P. CLARKE, : No. 1:CV-01-0738  
Petitioner :  
v. : (Judge Caldwell)  
IMMIGRATION & NATURALIZATION : (Mag. Judge Smyser)  
SERVICE, :  
Respondent :  
:

**EXHIBITES IN SUPPORT OF PETITIONER'S  
BRIEF TO WHY THE HIS PETITION OF HABEAS  
CORPUE SHOULD NOT BE DENIAL AT THIS TIME**

GREGORY P. CLARKE  
Pro Se Petitioner  
Pike County Jail  
HC 8 Box 8601  
Hawley, PA 18428

Dated: May 28, 2001

UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
Boston, Massachusetts

File No.: A 40 162 479

December 17, 1999

In the Matter of )  
GREGORY P. CLARKE ) IN REMOVAL PROCEEDINGS  
Respondent )

CHARGE: Section 237(a)(2)(A)(iii) of the Immigration and  
Nationality Act - convicted of aggravated felony

APPLICATIONS: Continuance

ON BEHALF OF RESPONDENT:

Desmond P. Fitzgerald, Esquire  
236 Commercial Street  
Boston, Massachusetts 02109

ON BEHALF OF SERVICE:

Helen Moore, Esquire  
Ass't. District Counsel  
JFK Federal Bldg., Rm. 425  
Government Center  
Boston, Massachusetts 02203

ORAL DECISION OF THE IMMIGRATION JUDGE

The respondent in this case is a 27 year old, single, native and citizen of Barbados. Removal proceedings were instituted against him when the Immigration and Naturalization Service issued a Notice to Appear on November 4, 1999, charging him with being removable from the United States on the basis of the charge set forth above. (Exhibit 1).

The respondent, through counsel, admitted factual allegations one through three in the Notice to Appear, denied factual allegation four, denied the charge of removability and

designated Barbados as the country for removal purposes, if necessary. (Exhibit 2).

The evidence presented establishes that the respondent was convicted, pursuant to a plea of guilty, on January 5, 1998, of larceny. As a result of this conviction the respondent was sentenced to a term of imprisonment of 18 months. (Exhibit 3).

I find that the respondent has been convicted of a crime of theft and that he has been sentenced to one year or more. Accordingly, he is deemed to have been convicted of an aggravated felony. There is no relief available to the respondent in such case and for that reason the following order will be entered:

ORDER

IT IS HEREBY ORDERED that the respondent be removed from the United States to Barbados on the basis of the charge contained in the Notice to Appear.

---

LEONARD I. SHAPIRO,  
Immigration Judge

U.S. Department of Justice  
Executive Office for Immigration Review  
Falls Church, Virginia 22041

Decision of the Board of Immigration Appeals

File: A40 162 479 - Boston

Date:

APR 19 2000

In re: GREGORY P. CLARKE

IN REMOVAL PROCEEDINGS

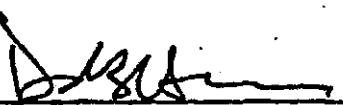
APPEAL

ON BEHALF OF RESPONDENT: Desmond Patrick FitzGerald, Esquire

ORDER:

PER CURIAM. This Board has been advised that the instant appeal has been withdrawn.  
8 C.F.R. § 3.4. Since there is nothing now pending before the Board,

IT IS ORDERED that the record be returned to the Immigration Court without further action.

  
FOR THE BOARD

TOTAL P.02

Ex H. 2

**UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
UNITED STATES IMMIGRATION COURT  
BOSTON, MASSACHUSETTS**

File: A40 162 479

In the Matter of	)
	)
Gregory P. CLARKE,	) IN REMOVAL
	) PROCEEDINGS
Respondent	)

**CHARGE:** Section 237(a)(2)(A)(iii)of the Immigration and Nationality Act ("the Act")  
 [8 U.S.C. § 1227(a)(2)(A)(iii)] - Convicted of an Aggravated Felony

**APPLICATION:** Motion to Reopen

**ON BEHALF OF RESPONDENT:**

Pro se

**ON BEHALF OF SERVICE:**

Assistant District Counsel  
 Trial Attorney Unit - INS  
 JFK Federal Bldg., Rm. 425  
 Boston, Massachusetts 02203

**DECISION OF THE IMMIGRATION JUDGE**

On October 16, 2000, the respondent filed a motion to reopen in the above-referenced matter. The respondent asserts that he is eligible for relief under INA § 212(h) (2000) and that he did not raise this issue previously because he did not know about it.

As of the date of this decision, the Immigration and Naturalization Service ("the Service") has not filed a response to the respondent's motion to reopen. Therefore, the respondent's motion will be deemed unopposed. See Local Operating Procedure # 5.

**I. Procedural History**

On November 4, 1999, the Service served the respondent with a Notice to Appear ("NTA") alleging that he is a native and citizen of Barbados who was admitted to the United States at New

York, New York on or about December 21, 1986 as an immigrant. Ex. 1. It further alleges that on January 5, 1998, he was convicted in the Boston Municipal Court of larceny in violation of chapter 266 of the Massachusetts General Laws and that he was sentenced to a term of imprisonment of 18 months. Ex. 1. The Service charged the respondent with being removable because he has been convicted of an aggravated felony, namely, a theft offense for which the term of imprisonment is at least one year. Ex. 1.

Based on the evidence contained in the Record of Proceedings, the Court found that the respondent was convicted of larceny and sentenced to a term of imprisonment of 18 months. In addition, the Court found that he was convicted of a theft offense and that he was sentenced to a year or more. Accordingly, the Court concluded that the respondent was convicted of an aggravated felony and is not eligible for relief from removal. On December 17, 2000, the Court ordered him removed from the United States to Barbados. Thereafter, the respondent, through counsel, filed an appeal with the Board of Immigration Appeals. This appeal was withdrawn on April 19, 2000, at which time the order of removal became final.

## II. Discussion

A motion to reopen must be filed within 90 days of the date of entry of a final administrative order of removal. 8 C.F.R. § 3.23(b)(1) (2000). The motion must state the new facts that will be proven at the hearing to be held if the motion is granted and shall be supported by affidavits and other evidentiary materials. 8 C.F.R. § 3.23(b)(3). A motion to reopen for the purpose of providing the alien an opportunity to apply for any form of discretionary relief will not be granted if it appears that the alien's right to apply for such relief was fully explained to him or her by the Immigration Judge, and an opportunity to apply therefore was afforded at the hearing, unless the relief is sought on the basis of circumstances that have arisen subsequent to the hearing. *Id.*

The Court must deny the respondent's motion to reopen. First, the Court notes that the motion is untimely since it was not filed within 90 days of the date of entry of the final administrative order of removal. Second, even if the motion had been filed before the deadline, the Court may not reopen this case because the respondent has not alleged any facts that would render him eligible for relief.

The respondent requests relief based on hardship to his family under section 212(h) of the Act. Section 212(h) of the Act provides a waiver to certain aliens who are inadmissible. The issue of admissibility arises when an alien seeks admission to the United States or when he applies for adjustment of status to that of legal permanent resident. INA §§ 212, 245. Presently, the respondent is neither seeking admission, nor is he applying to adjust his status; in fact, when he entered the United States in 1986, he was admitted as a permanent resident. In any event, the respondent would not be eligible for a waiver under section 212(h) of the Act because this waiver is not available to an alien who has previously been admitted to the United States as a lawful permanent resident and since that date of admission, was convicted of an aggravated felony. The Record of Proceedings clearly

establishes that the respondent was convicted of an aggravated felony, namely, a theft offense, and therefore, would be ineligible for a waiver under section 212(h).

Based on the foregoing, the following order shall enter:

ORDER: IT IS ORDERED that the Respondent's Motion to Reopen Removal proceedings be, and the same is hereby DENIED.

10/27/00

Date

Leonard I. Shapiro  
LEONARD I. SHAPIRO  
United States Immigration Judge

## POST ORDER CUSTODY REVIEW WORKSHEET FOR FILE REVIEW AND/OR INTERVIEW

**Detainee Name** Gregory CLARKE **Date of Birth:** 08/15/72 **"A" Number:** 40 162 479

**AKAs:** none

**BOP Number:** n/a

**Country of Birth:** Barbados **Citizenship:** Barbados

**Date of Arrival:** 12/21/86 **Place of Arrival:** New York, NY

**Manner of Arrival:** Immigrant (P2-3) **Last Date into INS Custody:** 11/4/99

**Entered INS Custody from:**  Local,  State, or  Federal  
 Other arrested by Boston INS at court

**Location:** **Institution Number:**

**Immigration History:** (Prior INS arrest[s]/parole/bond/custody information)

**Describe:**

12/21/86 Entered at New York, NY as an Immigrant (P23)  
11/4/99 Arrested by agents in Boston in traffic court after it was discovered subject had several aggravated felony convictions. NTA, WA and I-286 issued.  
12/17/99 Ordered removed to Barbados – reserved appeal  
4/19/00 Appeal withdrawn  
10/27/00 Motion to reopen IJ decision denied by IJ in Boston

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**Deportation Officer:** David O'Neill **Date of Review:** 01/25/2001

**Location Detained:** Pike County Jail

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### Deportation/Exclusion/Removal Proceedings

**List all Charges:**  Section 237 (a)(2)(A)(iii),  
 Section 212 (a) , ,  
 Section 241 , ,

Under Final Order dated 4/19/00 by  IJ  BIA  Other

Appeal Waived/Appeal Time Elapsed

### Travel Document Status/History:

Request for travel document made on May 29, 2000. Subject made calls to the Consulate of Barbados and requested that the issuance of the travel document be delayed because he was under review for release. Second present sent on August 29, 2000. Follow-up calls on 9/29/00, 10/11/00 and 12/20/00. Consul is still waiting for word from Barbados.

The School Committee of the  
City of Boston

THIS IS TO CERTIFY THAT

**Gregory Clarke**

*has honorably completed the regular course of instruction in the*

JEREMIAH E. BURKE HIGH SCHOOL

*In testimony whereof this Diploma is awarded by authority of the  
School Committee*

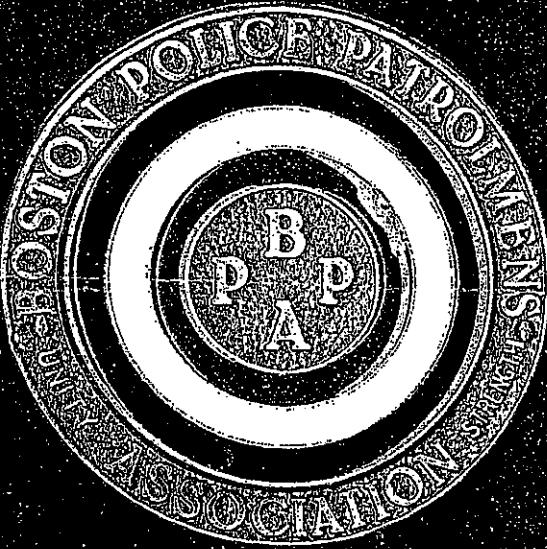
Boston June AD 1990

Albert Holland  
HEAD MASTER



Daniel R Burke  
PRESIDENT OF THE SCHOOL COMMITTEE

Joseph J. McDonough  
SUPERINTENDENT OF SCHOOLS



CITIZEN AWARD  
CERTIFICATE

TO HENRY WALTER REED FOR THE  
BOSTON POLICE PATROLMEN'S ASSOCIATION  
PRESENTS THIS AWARD OF DISTINCTION  
GIVEN FOR THE STRONG PRINCIPLE  
HE HAS SHOWN IN THE COMMUNITY.

MICHAEL M. VENUTO  
FBI - BOSTON

THOMAS J. KELLY  
BOSTON POLICE

Exh.6



The Commonwealth of Massachusetts  
Executive Office of Public Safety  
Parole Board

Sheila A. Hubbard  
Chair

Natalie R. Hardy  
Executive Director

27-43 Wormwood Street, Suite 300  
Boston, Massachusetts 02210-1606  
(617) 727-3271

To: Registry of Motor Vehicles

RE: GREGORY CLARKE  
First MI Last

8/15/72  
Date of Birth

45 SNELL STREET	APT #2	BROCKTON	MA	02401
Street Address	Apt #/Bldg/Floor	City	State	Zip Code

The above named individual was paroled on 9/12/96 from  
MASS. BOOT CAMP - BRIDGEWATER COMPLEX and was supervised by  
D. ANGELESCO until 1/28/97.  
Parole Officer Transfer Date

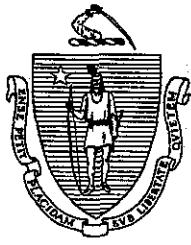
He/She has our permission to apply for a motor vehicle operator's license. Further inquiries concerning his/her case should be directed to his/her Parole Officer.

REMARKS: Subject was supervised by PO Angelesco until his transfer on 1/28/97.  
PO Angelesco provided subject a letter for RMV previously. This letter is a  
duplicate.

Sincerely,

Denise Angelesco  
Parole Officer

Intensive Parole Supervision  
1601 Blue Hill Avenue, #211  
Mattapan, MA 02126  
(617) 727-1154



The Commonwealth of Massachusetts  
Executive Office of Public Safety  
Parole Board

Sheila A. Hubbard  
Chair

Natalie R. Hardy  
Executive Director

27-43 Wormwood Street, Suite 300  
Boston, Massachusetts 02210-1606  
(617) 727-3271

Region # 7 Office, 231 Main Street  
Suite 202, 2nd floor  
Brockton, Massachusetts  
02301  
Telephone No. 508-584-3728

February 15, 2000

RE: CLARK, Gregory

To Whom It May Concern,

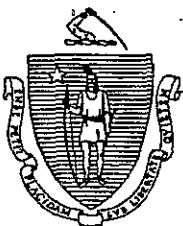
I am writing on behalf of Greg Clark. Greg was a client of parole in the past. Subject maintained employment throughout his parole. Subject complied with conditions and stipulations. For the time that I have supervised subject, I have gotten to know him, his likes and dislikes. Subject has a child in the Boston area, he is a caring father who pay weekly child support and is involved in her life on a weekly basis. Subject is presently engaged to Debra Flounce, who has two daughters that subject is also involved in their upbringing. Greg is a very quiet, shy, hardworking individual who is not a menace to society or the community he lives in. Subject and his fiancee have had a couple of disappointments in the area of child bearing, but have not let that get in the way of his being a hard working person, a person who has maintained stability while under my supervision.

It's not all the time that I write on behalf of parolees but I feel if granted to stay in the United States to prove himself to his family and the American Justice society, Greg will not let you down. Greg is a good hearted person.

Hoping you give him a chance to prove that he was worthy to remain in the United States with his family who love and care about him deeply.

Respectfully,

Pactia A. Bradford  
Massachusetts Parole Officer



The Commonwealth of Massachusetts  
Executive Office of Public Safety  
Parole Board

Sheila A. Hubbard  
Chair

27-43 Warmwood Street, Suite 300  
Boston, Massachusetts 02210-1606

Executive Director

(617) 727-3271

Brockton Region #7 Parole Office  
231 Main Street, Suite 202  
Brockton, Mass. 02401  
584-3728

Registrar of Motor Vehicles  
Registry of Motor Vehicles  
1135 Tremont Street  
Boston, Massachusetts 02120

DATE: 3-14-97

RE: CLARK, Gregory  
Name

45 Snell Street  
Brockton, MA  
Address

8-15-72  
DATE OF BIRTH

Dear Sir,

The above subject was paroled 9-12-96 from Suffolk H/C  
DATE INSTITUTION  
and will be supervised by Pacita Bradford until 10-28-97  
PAROLE OFFICER P.D.D.

He/She has our permission to apply for a Motor Vehicle operator's license. Further inquiries concerning his case should be directed to his Parole Officer.

REMARKS: This PO has no problem with subject obtaining his license. License is needed so that subject may seek and maintain employment in order to be a productive citizen and maintain his family obligations.

Very Truly yours,

*Pacita Bradford*  
Pacita Bradford  
Parole Officer

16

Office Number: 00006  
Payment Status: COD

45 SNEIL ST  
BROCKTON, MA 02301

SSN: 011-68-6048  
 TP: 011-68-6048  
 Spouse:  
 DOB: 8/15/1972  
 -TP:  
 Spouse:

Preparer Number/Name: 00600/JEAN PECKHAM  
 Preparation Date: 3/18/98  
 Source: Prior Tax Return  
 FED ELF Return Type:  
 FED ELF Firm Type:  
 ST ELF Return Type:  
 ST ELF Firm Type:

Return Preparation Fee: 58  
Electronic Filing Fees:  
State Elf Fees:  
Other:  
Gift Cert./Discount:  
Sales Tax:  
  
**TOTAL FEES:** 58

FORM W-2 INFORMATION =====

		Wages					
Source		Federal	State		Medi-		
	T/S	Type	Gross	ST	S.S.	Care	Fed
WALMART ASS	T	R	14356	MA	14356	14356	14356
WALGREEN CO/ILL	T	R	273	MA	273	273	273
			-----	-----	-----	-----	-----
			14629	14629	14629	14629	14629
			=====	=====	=====	=====	=====

===== ADDITIONAL INFORMATION =====

State softw

Federal software version: 4.98.001

===== FORM W-2 INFORMATION =====

Wages			Taxes Withheld								
Source	Federal	State	Federal	S.S.	Medi-						
T/S	Type	Gross	ST	Gross	Care	Federal	S.S.	Care	ST	State	L
WALMART ASS	T	14356	MA	14356	14356	1511	890	208	MA	683	
WALGREEN CO/ILL	T	273	MA	273	273	17	4	MA		5	
		14629	14629	14629	14629	1511	907	212		688	

===== ADDITIONAL INFORMATION =====

State software version (MA): 3.98.000

Federal software version: 4.98.001

010197 18 OMB NO. 1545-1309  
 1997 1040PC FORMAT U.S. INDIVIDUAL INCOME TAX RETURN PAGE 01 OF 01

! GREGORY P<CLARKE .011-68-6048 34  
 !  
 !  
 ! 45 SNELL STREET  
 ! BROCKTON MA 02401  
 !  
 !  
 ! PPECF N SPECF FS 1 6A-SELF X  
 ! 6D-TOTAL 01

1040 PAGE 1	SSNP-----022-34-7674
7-----14629	PEIN-----43-1632899
22-----14629	POCC-CLERK-----
32-----14629	
 ! ADD INFO	
1040 PAGE 2	PDI-----1000000000
33-----14629	SEI-----
35-----4150	SC-----09
36-----10479	
37-----2650	
38-----7829	
39-----1174	
46-----1174	
53-----1174	
54-----1511	
60-----1511	
61-----337	
62A-----337	
PREP-JEAN PECKHAM-----	
FIRM-BOSTON 6-----	
ADD--275 HANCOCK STREE	
-T-----	
CSZ--QUINCY MA 02171-0	
-000-----	

TOTAL INCOME LINE 22	14629	TOTAL TAX	LINE 53	1174
TOTAL PAYMENTS LINE 60	1511	REFUND	LINE 62A	337

Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Your Signature	Date	Spouse's Signature	Date
----------------	------	--------------------	------

Preparer's Signature	03181998	IRS USE ONLY	PAGE 01 OF 01
	Date		
For Paperwork Reduction Act Notice Statement, see Taxpayer Notice 974			
010197 18			

## FOR FULL YEAR RESIDENTS ONLY

For the year January 1-December 31, 1997 or other taxable  
year beginning ending



M71G0

## Form 1 Massachusetts Resident Income Tax Return

1997

FIRST NAME  
**GREGORY**MIDDLE INITIAL  
**P**LAST NAME  
**CLARKE**YOUR SOCIAL SECURITY NO.  
**011-68-6048**

SPOUSE'S FIRST NAME

MIDDLE INITIAL

LAST NAME

SPOUSE'S SOCIAL SECURITY

STREET ADDRESS  
**45 SNELL STREET**  
C/O STREET ADDRESSCITY/TOWN/POST OFFICE  
**BROCKTON**  
CITY/TOWN/POST OFFICESTATE ZIP + 4  
**MA 02401**  
STATE ZIP + 4

Mass. Election Campaign Fund:

Name/Address changed since 1996

\$1 You      \$1 Spouse, if filing jointly.

Total ► \$

TAXPAYER  
DECEASED  
Note: This contribution will not change  
your tax or reduce your refund.SPOUSE  
DECEASED

1. Filing Status: (Select one only) <input checked="" type="checkbox"/> Single	Married filing joint return	Married filing separate return. (Enter spouse's Soc. Sec. no. in the appropriate space above.)
Head of household	(both must sign return)	<input checked="" type="checkbox"/> Check if using whole-dollar method
2. Exemptions: Check if noncustodial parent	X	a      2630 . 00
a. Personal exemptions. If single or married filing separately, enter \$2,630. If head of household, enter \$4,065. If married filing jointly, enter \$5,260	a	
b. Number of dependents. (Do not include yourself or your spouse.) Enter number ► Enter dependents' Social Security numbers.	x \$1,000      b	
c. Age 65 or over before 1998: You +      Spouse = ►	x \$700      c	
d. Blindness: You +      Spouse = ►	x \$2,200      d	
e. Other: 1. Medical/Dental ►	2. Adoption ►	1+2 = e
f. Total exemptions. Add items a, b, c, d and e. Enter here and on line 18	► 2f	2630 . 00
3. Wages, salaries, tips and other employee compensation (from all W-2 forms)	► 3	14629 . 00
4. Taxable pensions and annuities	► 4	
5. Mass. bank interest: a. ►	- b. exemption	= 5
Exemption: if married filing jointly, subtract \$200 from Total; otherwise subtract \$100 & enter result		
6. Business/profession or farm income or loss (enclose Mass. or U.S. Sch. C, C-EZ, or U.S. Sch. F)	► 6	
7. Rental, royalty and REMIC, partnership, S corp., trust income/loss (enclose Mass. & U.S. Schedule E)	► 7	
8. Unemployment compensation (from U.S. return)	► 8	
9. Other income (alimony, taxable IRA/Keogh distr., winnings, fees) from Sch. X, line 4 (enclose Sch. X)	► 9	
10. TOTAL 5.95% INCOME. Add lines 3 through 9. (Be sure to subtract any loss(es) in lines 6 or 7)	10	14629 . 00
11. Amount paid to Soc. Sec. Medicare, R.R., U.S. or Mass. retirement - Not more than \$2,000 per person a. You ► 1119 . 00      +      b. Spouse ►	a + b = 11	1119 . 00
12. Child under age 15, or disabled dependent/spouse care expenses' (from worksheet) Enter provider's name(s) and ID number(s)	► 12	
13. Dependent member of household under age 12 on December 31, 1997 (only if not claiming line 12) Enter one \$1,200 amount and the child's name	► 13	
14. 50% rental deduction (from the worksheet). Not more than \$2,500 Enter landlord's name(s) DAVID COLON	► 14	2500 . 00
15. Other deductions from Schedule Y, line 7 (enclose Schedule Y)	► 15	
16. TOTAL DEDUCTIONS. Add lines 11 through 15	► 16	3619 . 00
17. 5.95% INCOME AFTER DEDUCTIONS. Subtract line 16 from line 10. Not less than "0"	17	11010 . 00

PRIMARY TAXPAYER'S SS#  
011-68-60481997 FORM 1, PAGE 2  
M72G0

17. 5.95% INCOME AFTER DEDUCTIONS (from page 1). Not less than "0"	17	11010.00
18. Exemption amount (from line 2, item 1)	18	2630.00
19. 5.95% INCOME AFTER EXEMPTIONS. Subtract line 18 from line 17. Not less than "0"	19	8380.00
20. TAX ON 5.95% INCOME (from tax table). If line 19 is more than \$80,000, multiply by .0595	20	498.00
21. 12% INCOME (from Schedule B, line 21). a ►	x .12 =	21
22. TAX ON LONG-TERM CAPITAL GAINS. (from Schedule D, line 18) if excess exemptions were used in calculating lines 21 or 22, check ►	► 22	
23. If you qualify for No Tax Status, check and enter "0" on line 24 ►		
24. TAX. Add lines 20, 21 and 22	24	498.00
25. Limited Income Credit (from worksheet)	► 25	
26. Credits: Long-term capital gains tax credit applied to 12% income (enclose Sch. B-1) Income tax paid to another state or jurisdiction (enclose other state's return) Energy (enclose Sch. EC) Lead Paint (enclose Schedule LP) Economic Opportunity Area Credit (enclose Sch. EOA) Full employment credit (enclose Sch. FEC) Septic credit (enclose Sch. SC)	Total ► 26	
27. Total credits. Add line 25 and line 26	27	
28. TAX AFTER CREDITS. Subtract line 27 from line 24. Not less than "0"	28	498.00
29. Voluntary Contributions: a. Organ Transplant Fund ► b. Endangered Wildlife Conservation ► C. Mass. AIDS Fund ► d. Massachusetts United States Olympic Fund ►	Total of a, b, c and d 29	
30. TAX AFTER CREDITS PLUS CONTRIBUTIONS. Add line 28 and 29	30	498.00
31. Massachusetts income tax withheld (enclose all Mass. W-2, W-2G & 1099R forms)	► 31	688.00
32. 1996 overpayment applied to your 1997 estimated tax (do not enter 1996 refund)	► 32	
33. 1997 Massachusetts estimated tax payments (do not include amount in line 32)	► 33	
34. Earned Income Credit. Amt. from US return No. of qualifying children ► SSN of qualifying children	x .10 =	34
35. Payments made with extension (enclose Form M-4868)	► 35	
36. TOTAL TAX PAYMENTS. Add lines 31 through 35	36	688.00
37. Overpayment. If line 30 is smaller than line 36, subtract line 30 from line 36	► 37	190.00
38. Amount of overpayment you want applied to your 1998 estimated tax	► 38	
39. Amount of your refund. Subtract line 38 from line 37. Mail to Mass. DOR, P.O. Box 7000, Boston, MA 02204 Direct deposit of refund. Type of acct. ► checking savings RTN # ► account # ►	► 39	190.00
40. Tax due. If line 30 is larger than line 36, subtract line 36 from line 30. Use Form PV Pay in full with this return. Write SSN on lower left corner of check and make payable to Commonwealth of Massachusetts. Add to total in line 40, if applicable	► 40	0.00

Interest ►	Penalty ►	M-2210 amt. ►	► EX enclo
<b>SIGN HERE - Under penalties of perjury, I declare that to the best of my knowledge and belief this return and enclosures are true, correct and complete.</b>			
YOUR SIGNATURE	DATE	► PAID PREPARER'S SIGNATURE	SOCIAL SECURITY NO. DATE
		022-34-7674 03/18/98	
41. SPOUSE'S SIGNATURE (IF FILING JOINTLY)	DATE	EMPLOYER IDENTIFICATION NUMBER	CHECK IF SELF EMPLOYED
		43-1632899	
YOUR DAYTIME PHONE (508) 427-5406	SPOUSE'S DAYTIME PHONE	FIRM NAME (OR YOURS IF SELF-EMPLOYED) AND FIRM ADDRESS BOSTON 6 275 HANCOCK STREET	

GREGORY P CLARKE

**98**

**Office Number: 20055  
Payment Status: RAC/WH**

Home Phone: 508-427-5406  
Business Phone: 508-427-9460

45 SNELL STREET  
BROCKTON, MA 023

SSN: Preparer Number/Name: 00632/KATIA DEPINA Return Preparation Fee: 71.  
TP: 011-68-6048 Preparation Date: 1/23/99 Electronic Filing Fees: 25.  
Spouse: Source: Prior Tax Return State Elf Fees:  
DOB: FED ELF Return Type: RAC Other:  
TP: 8/15/1972 FED ELF Firm Type: HRB Prepared Gift Cert./Discount:  
Spouse: ST ELF Return Type: Sales Tax:  
ST ELF Firm Type: Receipt Number: 121160 FP: 2Z CPF Payment Rec'd/RAL W/H: 96.  
Receipt Number: 121160 FP: 2Z CPF Payment Rec'd/RAL W/H: 96.

===== FORM W-2 INFORMATION =====  
===== Wages ===== Taxes Withheld =====  
===== Federal ===== State ===== Medi- ===== Medi-  
Source T/S Type Gross ST Gross S.S. care Federal S.S. care ST State Loc  
WALMART ASS T R 2413 MA 2413 2413 2413 238 150 35 MA 103  
===== ADDITIONAL INFORMATION =====  
Federal software version: 2.99.000 State software version (MA): 1.99.002

Income Tax Summary Worksheet  
GREGORY P CLARKE

1998  
011-68-6048

	1998	1997
<b>INCOME</b>		
7. Wages, salaries, tips.....	2,413	14,629
8a. Taxable interest income.....	0	0
9. Ordinary dividend income.....	0	0
10. State/local tax refunds.....	0	0
11. Alimony received.....	0	0
12. Business income (loss).....	0	0
13. Capital gain (loss).....	0	0
14. Other gains (losses).....	0	0
15b. Taxable IRA dist.....	0	0
16b. Taxable pensions.....	0	0
17. Rents, partnerships, etc.....	0	0
18. Farm income (loss).....	0	0
19. Unemployment comp.....	0	0
20b. Taxable soc.secURITY.....	0	0
21. Other income.....	0	0
22. Total income.....	2,413	14,629

**ADJUSTMENTS**

23. IRA deduction.....	0	0
24. Student loan interest deduction.....	0	0
25. Medical Savings deduction.....	0	0
26. Moving Expense.....	0	0
27. Self-empl.tax deduct.....	0	0
28. Self-empl.health ins.....	0	0
29. KEOGHs, SEPs, and SIMPLEs.....	0	0
30. Sav.withdrawal penalty.....	0	0
31a. Alimony paid.....	0	0
32. Total adjustments.....	0	0

**ADJUSTED GROSS INCOME**

33. Line 22 less line 32.....	2,413	14,629
-------------------------------	-------	--------

**TAXABLE INCOME**

36. Itemized deductions.....		
Medical expenses.....	0	0
Taxes.....	103	688
Deductible interest.....	0	0
Contributions.....	0	0
Casualty.....	0	0
Miscellaneous deduct.....	10	0
Total itemized.....	113	688
36. Standard deduction.....	4,250	4,150
38. Exemptions.....	2,700	2,650
39. Taxable income.....	0	7,829

**TAX COMPUTATION**

Tax from Tax Table (98)	Tax Table (97) ...		
Additional taxes.....	0	0	
40. Tax before credits.....	0	1,174	

**CREDITS**

41. Child care.....	0	0
42. Elderly or the disabled.....	0	0
43. Child tax credit.....	0	0

47. Other credits.....	0	0
48. Total credits.....	0	0
49. Tax after credits.....	0	1,174

## OTHER TAXES

50. Self-employment tax.....	0	0
51. Alt.minimum tax.....	0	0
52. Soc.sec.tax on tips.....	0	0
53. Tax on IRA & other plans.....	0	0
54. Advanced EIC payments.....	0	0
55. Household Employment taxes.....	0	0
Miscellaneous taxes.....	0	0
56. Total tax.....	0	1,174

## PAYMENTS

57. Federal withholding.....	238	1,511
58. Estimated payments.....	0	0
59a. Earned income credit.....	186	0
60. Additional child tax credit.....	0	0
61. Amount paid w/ exten.....	0	0
62. Excess FICA withheld.....	0	0
63. Other payments.....	0	0
64. Total payments.....	424	1,511

## REFUND

65. Overpayment.....	424	337
66a. Refund due.....	424	337
67. Applied to '99 estimates.....	0	0

## AMOUNT DUE

68. Amount owed with return.....	0	0
69. Penalty for underpay tax.....	0	0

## OTHER COMPUTATIONS

Net invest.inc.for F4952.....	0	0
Alt.Min.Taxable Income.....	2,413	14,629
Total tax pref.& adjmts.....	4,250	4,150
Marginal Tax Bracket.....	15%	15%

Filing status.....	Single	Single
--------------------	--------	--------

## 1999 ESTIMATED TAXES

Due 04/15     0	Due 06/15     0
Due 09/15     0	Due 01/17     0

Declaration Control Number (DCN)

00 - 42328

\_\_\_\_\_ - 9

IRS Use Only - Do not write or staple in this space.

Form 8453

Department of the Treasury  
Internal Revenue ServiceU.S. Individual Income Tax Declaration  
for Electronic Filing

For the year January 1 - December 31, 1998

► See instructions

OMB No. 1545-0936

1998

Use the IRS label. Otherwise, please print or type.	L	Your first name and initial <b>GREGORY P. CLARKE</b>	Last name	Your social security number <b>011-68-6048</b>
	A	If a joint return, spouse's first name and initial	Last name	Spouse's social security no.
	B			
	E			
	L			
H	Home address (number and street). If you have a P.O. box, see instructions.		Apt. no.	<b>▲ IMPORTANT ▲</b>
E	<b>45 SNELL STREET</b>			You must enter your SSN(s) above.
R	City, town or post office, state, and ZIP code			
E	<b>BROCKTON, MA 02301</b>			Telephone number (optional)

## Part I Tax Return Information (Whole dollars only)

1 Total income (Form 1040, line 22; Form 1040A, line 14; Form 1040EZ, line 4)	1	2,413
2 Total tax (Form 1040, line 56; Form 1040A, line 34; Form 1040EZ, line 10)	2	0
3 Federal income tax withheld (Form 1040, line 57; Form 1040A, line 35; Form 1040EZ, line 7)	3	238
4 Refund (Form 1040, line 66a; Form 1040A, line 41a; Form 1040EZ, line 11a)	4	424
5 Amount you owe (Form 1040, line 68; Form 1040A, line 43; Form 1040EZ, line 12)	5	

## Part II Declaration of Taxpayer (Sign only after Part I is completed.)

A T T C W H G C A N P Y D B 1 O 9 F 9 F R O H R E M R S E W 2	a <input checked="" type="checkbox"/> I consent that my refund be directly deposited as designated in the electronic portion of my 1998 Federal Income Tax return. If I have filed a joint return, this is an irrevocable appointment of the other spouse as an agent to receive the refund.
	b <input type="checkbox"/> I do not want direct deposit of my refund or I am not receiving a refund.
	c <input type="checkbox"/> I authorize (1) the U.S. Treasury and its designated Financial Agents to initiate an ACH debit (automatic withdrawal) entry to my financial institution account designated in the electronic portion of my 1998 Federal Income Tax return for payment of my Federal taxes owed, and (2) my financial institution to debit the entry to my account. I also authorize the financial institutions involved in the processing of my electronic payment of taxes to receive confidential information necessary to answer inquiries and resolve issues related to my payment.
If I have filed a balance due return, I understand that if the IRS does not receive full and timely payment of my tax liability, I will remain liable for the tax liability and all applicable interest and penalties. If I have filed a joint Federal and state tax return and there is an error on my state return, I understand my Federal return will be rejected.	
Under penalties of perjury, I declare that the information I have given my ERO and the amounts in Part I above agree with the amounts on the corresponding lines of the electronic portion of my 1998 Federal Income Tax return. To the best of my knowledge and belief, my return is true, correct, and complete. I consent to my ERO sending my return, this declaration, and accompanying schedules and statements to the IRS. I also consent to the IRS sending my ERO and/or transmitter an acknowledgement of receipt of transmission and an indication of whether or not my return is accepted, and, if rejected, the reason(s) for the rejection. If the processing of my return or refund is delayed, I authorize the IRS to disclose to my ERO and/or transmitter the reason(s) for the delay, or when the refund was sent.	

Sign  
Here

COPY ONLY

Your signature

COPY ONLY

Spouse's signature. If a joint return, BOTH must sign

Date

## Part III Declaration of Electronic Return Originator (ERO) and Paid Preparer (See instructions.)

I declare that I have reviewed the above taxpayer's return and that the entries on Form 8453 are complete and correct to the best of my knowledge. If I am only a collector, I am not responsible for reviewing the return and only declare that this form accurately reflects the data on the return. The taxpayer will have signed this form before I submit the return. I will give the taxpayer a copy of all forms and information to be filed with the IRS, and have followed all other requirements in Pub. 1345, Handbook for Electronic Return Originators of Individual Income Tax Returns. If I am also the Paid Preparer, under penalties of perjury I declare that I have examined the above taxpayer's return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. This Paid Preparer declaration is based on all information of which I have any knowledge.

ERO's signature	Date	Check if also paid preparer <input checked="" type="checkbox"/>	Check if self- employed <input type="checkbox"/>	Your social security number
	1/23/99			43-1632899
Use Only	Firm's name (or yours if self-employed) and address	H&R BLOCK 275 HANCOCK ST N QUINCY, MA	EIN	02171-0000
Under penalties of perjury, I declare that I have examined the above taxpayer's return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. This declaration is based on all information of which I have any knowledge.				
Paid Preparer's	Preparer's signature	Date	Check if self- employed <input type="checkbox"/>	Preparer's social security no
	Firm's name (or yours if self-employed)			EIN

May 27, 2001

Page 2

IRS USE ONLY

01011998 29

OMB NO. 1545-1309

1998 1040PC FORMAT U.S. INDIVIDUAL INCOME TAX RETURN PAGE 01 OF 01

! GREGORY P&lt;CLARKE

011-68-6048 34

! 45 SNELL STREET  
! BROCKTON MA 02301! PPECF N SPECF FS 1 6A-SELF X  
! 6D-TOTAL 01

1040 PAGE 1	! PEIN-----43-1632899
7-----2413	! POCC-CLERK-----
22-----2413	!
33-----2413	!
	! DIR DEP INFO
	! 66B-----031100254
1040 PAGE 2	! 66D--18066664011686048
34-----2413	! 66C-----C
36-----4250	!
37-----(1837)	!
38-----2700	! ADD INFO
39-----0	! PDI-----1000000000
40-----0	! SEI-----
49-----0	! SC-----01
56-----0	!
57-----238	!
59A-----186	!
64-----424	!
65-----424	!
66A-----424	!
PREP-KATIA DEPINA-----	!
FIRM-H&R BLOCK-----	!
ADD--275 HANCOCK ST--	!
CSZ--N QUINCY MA 02171	!
--0000-----	!

TOTAL INCOME LINE 22	2413	TOTAL TAX	LINE 56	0
TOTAL PAYMENTS LINE 64	424	REFUND	LINE 66A	424

Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

For Information Only - Do not File  
Your Signature Date

For Information Only - Do not File  
Spouse's Signature Date

Preparer's Signature Date 01231999 IRS USE ONLY PAGE 01 OF 01  
For Paperwork Reduction Act Notice Statement, see Taxpayer Notice 974  
01011998 29

**FOR FULL YEAR RESIDENTS ONLY**  
 For the year Jan. 1 - Dec. 31, 1998 or other taxable  
 year beginning \_\_\_\_\_ ending \_\_\_\_\_



M81GO

1998

**Form 1 Massachusetts Resident Income Tax Return**

FIRST NAME <b>GREGORY</b>	MIDDLE INITIAL <b>P</b>	LAST NAME <b>CLARKE</b>	YOUR SSN <b>011-68-6048</b>
SPOUSE'S FIRST NAME	MIDDLE INITIAL	LAST NAME	SPOUSE'S SSN
STREET ADDRESS <b>45 SNELL STREET</b>		CITY/TOWN/POST OFFICE <b>BROCKTON</b>	STATE ZIP + 4 <b>MA 02301</b>
C/O STREET ADDRESS		CITY/TOWN/POST OFFICE	STATE ZIP + 4

Name/address changed since 1997  
 Mass. Election Campaign Fund: \$1 You      \$1 Spouse, if filing jointly.      TOTAL ► \$

TAXPAYER DECEASED      SPOUSE DECEASED  
Note: This contribution will not change your tax or reduce your refund.

1. Filing Status: (Select one only)  Single      Married filing joint return  
                                 Head of household      (both must sign return)

2. Exemptions: Fill in if noncustodial parent  Fill in if using whole-dollar method

a. Personal exemptions. If single or married filing separately, enter \$4,780. If head of household, enter \$7,385.  
   If married filing jointly, enter \$9,560      a      4780 . 00

b. Number of dependents. (Do not include yourself or your spouse.) Enter number ►      x \$1,000      b

c. Age 65 or over before 1999: You +      Spouse = ►      x \$700      c

d. Blindness: You +      Spouse = ►      x \$2,200      d

e. Other: 1. Medical/Dental ►      2. Adoption ►      1+2 = e

f. Total exemptions. Add items a, b, c, d and e. Enter here and on line 18      ► 2f      4780 . 00

3. Wages, salaries, tips and other employee compensation (from all W-2 forms) ► 3      2413 . 00

4. Taxable pensions and annuities ► 4

5. Mass. bank interest: a. ►      - b. exemption      = 5  
   Exemption: if married filing jointly, subtract \$200 from Total; otherwise subtract \$100 & enter result

6. Business/profession or farm income or loss (enclose Mass. or U.S. Sch. C, C-EZ, or U.S. Sch. F) ► 6

7. Rental, royalty and REMIC, partnership, S corp., trust income/loss (enclose Mass. & U.S. Schedule E) ► 7

8. Unemployment compensation (from U.S. return) ► 8

9. Other income (alimony, taxable IRA/Keogh distr., winnings, fees) from Sch. X, line 4 (enclose Sch. X) ► 9

10. TOTAL 5.95% INCOME. Add lines 3 through 9. (Be sure to subtract any loss(es) in lines 6 or 7)      10      2413 . 00

11. Amount paid to Soc. Sec. Medicare, R.R., U.S., or Mass. Retirement - Not more than \$2,000 per person  
   a. You ► 185 . 00      +      b. Spouse ►      a+b = 11      185 . 00

12. Child under age 13, or disabled dependent/spouse care expenses (from worksheet)  
   Enter provider's name(s) and ID number(s) ► 12

13. Dependent member of household under age 12 on December 31, 1998 (only if not claiming line 12)  
   Enter one \$1,200 amount and child's name ► 13

14. 50% rental deduction (from the worksheet) Not more than \$2,500  
   Enter landlord's name(s) DAVID COLON      ► 14      2500 . 00

15. Other deductions from Schedule Y, line 8 (enclose Schedule Y) ► 15

16. Total Deductions. Add lines 11 through 15      ► 16      2685 . 00

PRIMARY TAXPAYERS SS#  
011-68-6048



1998 FORM 1, PAGE 2  
M82GO

17. 5.95% INCOME AFTER DEDUCTIONS (from page 1). Not less than "0"	17	0.00
18. Exemption amount (from line 2, item f)	18	4780.00
19. 5.95% INCOME AFTER EXEMPTIONS. Subtract line 18 from line 17. Not less than "0"	19	
20. TAX ON 5.95% INCOME (from tax table). If line 19 is more than \$80,000, multiply by 0595	20	
 21. 12% INCOME. (from Schedule B, line 20). a ►	x .12 =	21
 22. Long-Term Capital Gain Income (enclose Schedule D) Fill in if any amount entered in Schedule D, line 16 ►		
►	►	►
22a. Schedule D, line 13A	22b. Schedule D, line 13B	22c. Schedule D, line 13C
TAX ON LONG-TERM CAPITAL GAINS (from Schedule D, line 17). Not less than "0"		► 22
Check if any excess exemptions were used in calculating ln. 21 or 22 ►		
23. If you qualify for No Tax Status, check box & enter "0" on ln. 24 ► X		
24. TAX. Add lines 20, 21 and 22	24	0.00
 25. Limited Income Credit (from worksheet) ►		
26. Other credits from Sch. Z, line 3 (enclose Sch. Z) ►	25 + 26 =	27
28. TAX AFTER CREDITS. Subtract line 27 from line 24. Not less than "0"	28	0.00
 29. Voluntary Contributions: a. Organ Transplant Fund ►	b. Endangered Wildlife	
Conservation ►	c. Mass. AIDS Fund ►	
d. Massachusetts United State Olympic Fund ►	Total of a, b, c and d	29
 30. TAX AFTER CREDITS PLUS CONTRIBUTIONS. Add lines 28 and 29	30	0.00
 31. Massachusetts income tax withheld (enclose all Mass. W-2, W-2G & 1099R forms) ►	31	103.00
32. 1997 overpayment applied to your 1998 estimated tax (do not enter 1997 refund) ►	32	
33. 1998 Massachusetts estimated tax payments (do not include amount in line 32) ►	33	
34. Earned Income Credit. Amount from U.S. return ► 186.00 x .10 =	34	19.00
Number of qualifying children ► 0 SSN of qualifying children		
35. Payments made with extension (enclose Form M-4868) ►	35	
 36. TOTAL TAX PAYMENTS. Add lines 31 through 35	36	122.00
 37. Overpayment. If line 30 is smaller than line 36, subtract line 30 from line 36 ►	37	122.00
38. Amount of overpayment you want applied to your 1999 estimated tax ►	38	
39. Amount of your refund. Subtract line 38 from line 37. Mail to Mass. DOR, PO Box 7000, Boston MA 02204 Direct deposit of refund. Type of acct. ► checking savings RTN# ► account # ►	39	122.00
40. Tax due. If line 30 is larger than line 36, subtract line 36 from line 30 Use Form PV Pay in full with this return. Write SSN on lower left corner of check and make payable to Commonwealth of Massachusetts Mail to Mass. DOR, PO Box 7003, Boston MA 02204 Add to total in line 40, if applicable	► 40	

► EX enclose  
Form M-2210

Interest ► Penalty ► M-2210 amt ►  
SIGN HERE. Under penalties of perjury, I declare that to the best of my knowledge and belief this return and enclosures are true, correct and complete.

41. YOUR SIGNATURE

DATE 1/23/99

PAID PREPARER'S SIGNATURE

SOCIAL SECURITY NO DATE

017-80-3188 01/23/99

SPOUSE'S SIGNATURE (if filing jointly) DATE

Kathy S. DePena  
EMPLOYER IDENTIFICATION NO  
43-1632899

CHECK IF SELF-EMPLOYED

YOUR DAYTIME PHONE  
508-427-5406

SPOUSE'S DAYTIME PHONE

FIRM NAME (or yours if self employed) AND FIRM ADDRESS  
H&R BLOCK  
275 HANCOCK ST



November 14, 1999

To whom it may concern.

Gregory Clarke has been employed with Dollar Rent A Car of Boston Ma. Since May 10, 1999. His Current position is as Customer Service Agent at our downtown Boston locations. Greg is an outstanding employee and person, he is very friendly and works well with his co-workers and one of my most reliable Employees.

We are considering Greg for a supervisors position in the near future for we are expanding in the Boston area.

Sincerely,

George Winer  
District Operations Manager  
(617) 723-8312

Travelers Rental Co., Inc.  
Licensee  
Executive & Accounting  
250 Sumner Street  
E. Boston, MA 02128  
617-634-0006  
fax 617-561-0942

Bradley Field  
593 Elm Street  
Windsor Locks, CT 06096  
860-627-9048  
fax 860-627-0768

T.F. Green APO  
1989 Post Road  
Warwick, RI 02886  
401-739-8450  
fax 401-732-5147

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[www.dollar.com](http://www.dollar.com)

Exh. 10

## REGISTRY DIVISION OF THE CITY OF BOSTON

COUNTY OF SUFFOLK, COMMONWEALTH OF MASSACHUSETTS, UNITED STATES OF AMERICA



Certificate R № 056174

I, the undersigned, hereby certify that I hold the office of .....  
 City Registrar of the City of Boston and I certify the following facts appear on the  
 records of Births, Marriages and Deaths kept in said City as required by law.

C H I L E R T I F I C I A N D O F R E S T		3C. CITY/TOWN BOSTON		The Commonwealth of Massachusetts DEPARTMENT OF PUBLIC HEALTH REGISTRY OF VITAL RECORDS AND STATISTICS STANDARD CERTIFICATE OF LIVE BIRTH		STATE USE ONLY
PLACE OF BIRTH		3B. COUNTY SUFFOLK				3D. REGISTERED NUMBER <i>16787</i>
3A. FACILITY NAME IF NOT IN FACILITY NUMBER AND STREET BRIGHAM AND WOMEN'S HOSPITAL						
NAME ISAIAH		4A. FIRST DASHAWN	4B. MIDDLE	4C. LAST WALKER		
D	E. SEX MALE	F. PLURALITY SINGLE	G. BIRTH ORDER —	H. TIME 7:48 P	I. DATE OF BIRTH (Month, Day, Year) OCTOBER 25, 1996	
9A. SIGNATURE & CERTIFY that the Child was Born Alive at Delivery Time and Place Signed <i>Melanie A. McCarthy</i>			9B. TYPE OR PRINT NAME ALLAN STEVEN NADEL		9C. LICENSE NUMBER 71567	
9D. NO. & STREET 75 FRANCIS ST		9E. CITY/TOWN BOSTON		9F. STATE MA	9G. ZIP CODE 02115	9H. DATE SIGNED (Month, Day, Year) <i>November 14, 1996</i>
9I. TYPE AT-BIRTH		9J. TITLE MD				
NAME RENEE		10A. FIRST A.	10B. MIDDLE	10C. LAST WALKER	10D. MADDEN SURNAME WALKER	
BIRTHPLACE BOSTON		11A. CITY/TOWN MASSACHUSETTS		12. DATE OF BIRTH (Month, Day, Year) APRIL 17, 1979		
RESIDENCE (Do not use mailing address) 28 JACOB ST		13A. NUMBER AND STREET BOSTON	13B. CITY/TOWN BOSTON	13C. COUNTY SUFFOLK	13D. STATE MA	13E. ZIP CODE 02124
NAME /		14A. FIRST /	14B. MIDDLE /	14C. LAST /		
BIRTHPLACE /		15E. STATE/COUNTRY /		16. DATE OF BIRTH (Month, Day, Year)		
17A. LIVE CERTIFY THAT THE PERSONAL INFORMATION APPEARING ABOVE IS TRUE AND CORRECT <i>Melanie A. McCarthy</i>						17B. RELATIONSHIP TO CHILD MOTHER
17C. DATE SIGNED (Month, Day, Year) <i>NOV 18 1996</i>		17D. MAILING ADDRESS (If different from box # 10 above)		NUMBER AND STREET CITY STATE ZIP CODE		
18. DATE OF RECORD (Month, Day, Year) <i>NOV 21 1996</i>		19. SUPPLEMENT FILED (Month, Day, Year)		20. CLERK/REGISTRAR <i>Judith A. McCarthy</i>		
21. DPH USE ONLY						

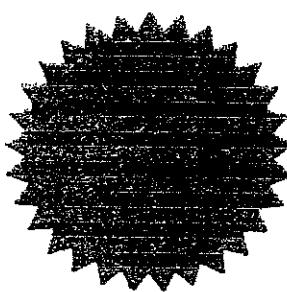
I hereby certify that by annexing  
the Records of the following  
cities and towns are in the  
of the City Registrar of

. WITNESS my hand and the SEAL of the CITY REGISTRAR

ANNEXED  
ton..... 1837  
oston..... 1804  
..... 1868  
ter..... 1870  
town } .. 1874  
it..... 1874  
xbury..... 1912

on this ..... Day of ..... FEB 10 1997  
*Judith A. McCarthy*  
City Registrar

By Chapter 314 of the Acts of 1892, "the certificates or attestations  
of the Assistant City Registrars shall have the same force and effect as  
that of the City Registrar."

*Exhibit 1*

feb. 8, 2000

To whom it may concern;

My name is Debra Gaddis and i am writing to you on behalf of gregory Clarke.

We met in feb. 96 and we have been living together since Dec. 96. We became engaged Sept. 97 and we are scheduled to be married June 10, 2000.

I am a single mother of two daughters and they have accepted greg (they call him step-daddy) they adore his attention and the quality time we all spend together as a family.

We lost our son Marquise' and his death brought our immediate family ties more closer to god and made us more spiritual minded.

Greg is a great provider and family orientated man. He has become more focused and settled in life. I think the responsibility

having his daughter Shana helps him realize what's more important in life and in the future ..

Overall it has been very Devastating on me and my girls since he has been gone Both financially and personal.

He is a very important person in our lives, and we LOVE him truly and we do not want to lose him.

I do very much so look forward to our Wedding ..

Please take our brief letters in consideration ..

Thank you  
Very much

Sincerely  
Debra Gaddis

2-8-00

To whom it may concern:

My name is Reyna

Shanise Florence and I am writing this letter in regards to my step-father, Gregory Clarke. I have known Gregory Clarke since the beginning of the year 1996. Over the past four years I have built a strong relationship with this man who

I like to refer to as "step-daddy".

Gregory Clarke has been there for me in many ways as a father figure and has done more for me than my biological father has ever done. He is a part of my family. He is good to my mother and sister, and my extended family likes him a lot too.

Gregory Clarke and my mother planned to marry in June of this year.

At this present moment things are not the same without him home. We all miss him very much and no one in our home has

laughed and smiled as much as they use to when he was here with us.

It's hard for me to think of the possibility of my step-father Gregory Clarke getting deported back to Barbados. He has no one there. Sending him there is like taking away everything he has. Here is where he belongs. He has his family and friends who care very much for him. If he was to leave it would emotionally hurt us all. Most importantly if he was to leave, his daughter would grow up without a father and he wouldn't be able to visit my brother, his only son, Marguerite J. Clarke who is buried here.

It would be hard for me personally to look at my mother and see how bad it would hurt her. I would also be hurt by it, but to see my mother hurt too is like me having my heart broken twice. Whenever she cries, I always cry too. Our lives just wouldn't be the same.

Thanks for your time,  
Sincerely, Regine S. Zborowicz

( Gregory Clarke )

To whom it may concern,

Hello, my name is Robin and I'm writing to tell you how much it would break my heart  to send my step-father back to Barbados. I love him a lot and I don't know what I would do if he leaves me, he's the father that I never had. When my stepfather came into my life a little before February in 1996, it was the happiest day of my life. Since then we grew closer and closer. Now I miss all the fun things we have done, he would always be there, at my cheerleading games, my graduations, when I was hurt, or when I just needed comfort. He would always make me laugh . Now there is no more laughter, everyone in my family is sad. I miss my stepfather walking in the door and running straight to me to tell me what happened during the day. Whenever I needed money or a ride, my stepfather would always offer, no matter if he was sick, or tired. I remember when

on the weekends, my stepfather, my mom, me, and my sister would get up early and drive to another city, like when we went to New York, I had so much fun. I got to meet some more of my stepfathers family and we went shopping the whole time we stayed. I thought my stepfather would be home right now to start planning the wedding which is supposed to be this year in June. I'm supposed to be the junior bridesmaid. We had already decided what color and what kinda food. Its february and I havent seen my stepfather since november of last year. I was expecting to spend thanksgiving, christmas and the new millennium with him but instead he had to spend it behind bars. On Christmas I was sad me and my mom was the only ones opening presents, it was the worst Christmas I ever had, it didn't even feel like Christmas. I hope my stepfather is there for my graduation this year. And my sister is graduating too and going off

to college. Maybe you don't know how it feels into you in this situation, how would you like it if someone you loved was sent back to wherever they came from and you was left with a broken heart especially if you knew them for a long time. I pray before ~~bed~~ I go to bed every night and I ask god to bring my Stepfather home. I hope he listens and I hope you do to. All I'm asking is to bring my Stepfather home! X

Sincerely,

Robin Florence

P.S.

I hope you understand what I'm going through.

April 16, 2001

To whom It May Concern

Gregory Clarke has made mistakes in the past, but I have seen him turn his life around and made something of himself. Working hard and doing his car shows which he enjoys. He is a good father to his daughter. He has become a mature adult.

Thank you

Veronica Jackman  
16 Flint Rock Rd  
Randolph, Ma 02368

April 16, 2001

To whom it May Concern  
Gregory Clarke is like a big brother  
to me and my sisters he talk  
to us about being good young  
ladies. Every body make mistakes,  
but should be given a second  
chance I think Greg has become  
a good citizen.

He is a wonderful father  
and his daughter will miss him.

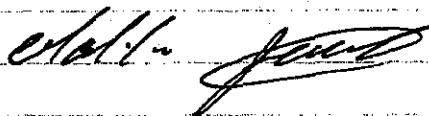
Thank you  
Kellei Estwick  
16 Flint Lock Rd  
Randolph MA 02368.

09/17/01

To whom it may concern,

Gregory Clarke is a responsible young man, and should be given a 2nd chance. He is hardworking. And he always helped me with my computer and other things that he was good at. Even if it was just to come by and say "Hello". He is a loving father, son friend, and fiancee. I hope you take these letters in thought so, that Greg can stay.

Sincerely,



Malcolm F. Jackman  
16 Flintlocke Road  
Randolph, Ma 02368

16<sup>th</sup> April '01

To whom it may concern,

This letter is on behalf of ~~Gregory Clarke~~, who has been in Pike County Jail for almost 2 years. Before November of 1999 ~~Gregory Clarke~~ was a devoted employee at his job where he was always going when I ever ran into him. He was always doing something helpful to others. Especially my mother, he used to help her out when she was selling dinners for fund raisers. ~~The~~ is also a loving father to his daughter and fiancee. ~~Gregory Clarke~~ was getting ready to make the most important step in his life... marriage. He was making a committed life for himself, his daughter, and his family. Please take these letters under consideration for a release of ~~Gregory Clarke~~. He is missed by all friends and family and would like for him to stay here.

Sincerely,

Shermaine M. Estwick  
16 Flinstroke Road  
Randolph, Ma 02368

3/16/01

To whom it may concern:

My name is Chris Osario. I'm a family friend of Gregory Clarke for about five years. In those years I've worked with Greg. I've been to dinners at his family's house. We would attend many car shows during the summer seasons. On the week ends we would play pool, or go play some basketball. Most important of all I would look up to Greg, he was always there for me in the good times, and bad. He would always give me a helping hand. Thanks for your time.

Chris Osario

CARSON CLARKE  
616 Lexington Ave  
BROOKLYN, N.Y. 11221  
2/14/50

To Whom It May CONCERN,

I have known Gregory Clarke for all of his life. He is one of five children of my sister Olivia Clarke. I believe that if Gregory is release under supervision that he would not be the kind of person that would be a treat to society. I also believe that he would find a job and would be independent.

Carson Clarke.

Gintelle Clarke  
616 Lexington Ave.  
Brooklyn N.Y. 112

To Whom it may Concern.

I am writing this letter on behalf of My Nephew Gregory Clarke.

I have known Gregory all of his life. He is the youngest of three Boys, but older than two Girls of my sister Olivia Clarke.

Since Gregory have been living in the U.S. He had some problems with the law. He has served his time in a Correctional Facility & has since sat down with Gregory and had very serious conversation with him about turning his life around and holding a steady Job. I am sure he has listen to what I said.

He is a different person today. Gregory is a good working man and a loving father. He was like by his last employer before he was detained. Since he was detained I have keep in contact with him by phone and mail. I am certain if Gregory's release on his own bond or if he is release to any of his immediate family's custody, everything will be done to ensure that he keeps out.

out of trouble and meet any requirement  
that Authorities set forth.

I Remains

His supportive Aunt

Cyntelle Clarke

Now and Always

To Whom It May Concern

My name is Annie Siegman. I am writing this letter on behalf of Gregory Clarke, who is at this time at the P. THE County JAIL in Hawley PA.

Mr. Clarke is being held by INS at this time awaiting deportation back to his country of Barbados. I have known Mr. Clarke for a number of years.

At this time I strongly feel Mr. Clarke is a changed man, and that he has learned from his past mistakes and his present incarceration. If he should be released Mr. Clarke is hoping to start a new life for himself as well as his daughter, as a productive member of his community. Mr. Clark will also be able to gain employment upon his release at dollarient-a-ca in Boston. Mr. Clarke assumes all responsibility for his past actions. Also please let it be known that all of Mr. Clarke's family is here in the US, as well as his daughter Shanae Clarke who was born here.

Shana is 7 years old and is in need  
of her father. Please also let it be known  
that Shana does not understand her  
fathers mistakes, and I strongly feel  
should not be punished for them.  
All I would like to see is Mr. Clarke  
given another chance at a new life  
with his daughter and family. I would  
deeply appreciate all ~~the~~ <sup>the</sup> saying be  
taken into consideration. If you have  
any questions you please feel free  
to contact me by mail or phone.

Thank you

Annie B. Figueroa

ANNIE FIGUEROA  
131 PEDDERSON RIDGE ROAD  
MILFORD PA 18337  
(570) 409-1710

March 6, 2001

RE: Mr. Gregory Clarke

Ms. Sylvia Edwards  
195 Salem Street #15  
Medford, MA 02155

To Whom It May Concern:

I am writing on behalf of Mr. Gregory Clarke, who is currently detained at the Pike Count Jail, Hawley, Pennsylvania. I met Mr. Clarke through a mutual friend several years ago. As a longtime friend of Mr. Clarke, I personally know him to be a man of good nature and virtue. Prior to the circumstances that placed Mr. Clarke in his present situation, he was working a very dedicated job and, Mr. Clarke is fortunate to be able to return to his former place of employment upon his release. In addition, Mr. Clarke also has a young daughter whom he cherishes very much. I know Mr. Clarke's daughter is in need of his fatherly support. As a friend in support of Mr. Clarke's best interest, I ask that the supplied information be considered when deciding Mr. Clarke's release from detention. Thank you.

Sincerely,

  
Sylvia D. Edwards

March 1,2001

Renee A. Walker  
8 Lyford Street  
Dorchester, MA 02124

Pike County Jail  
HC 8 Box 8601  
Hawley, PA 18428

To Whom It May Concern:

I am writing this letter in regards to Gregory Clarke in hope that he will be coming home soon. Gregory has made some mistakes in his past that were very round, He has realize his roundful behavior and he has lean to correct it and has a positive attitude about his present and future. Gregory Clarke has a little 4-year-old son that he has not seen in about 1 year and a half due to his present situation. His son misses him dearly and talks about him on a daily basic. Gregory Clarke has been a big help to Isaiah and me; He plays a big role in our lives. Now the burden is all on me and it is very hard Financially so as well as Emotionally so. He also has a good paying job in Boston waiting for him if release. Can you please help me out in this crisis situation and if you need to contact me for anything call me at (617) 436-6355 thank you for your time in this matter.

Sincerely,  
  
Renee A. Walker



CARSON CLARKE  
616 Lexington Avenue  
Brooklyn, N.Y. 11221

TO WHOM IT MAY CONCERN

I AM WRITING THIS LETTER ON BEHALF OF MY NEPHEW GREGORY CLARKE. I HAVE KNOWN GREGORY ALL OF HIS LIFE. HE IS THE YOUNGEST OF THREE BOYS BUT OLDER THAN TWO GIRLS OF MY SISTER OLIVIA CLARKE. SINCE GREGORY HAVE BEEN RESIDING IN THE U.S.A. HE HAD SOME PROBLEMS WITH THE LAW. HE HAS SERVED HIS TIME IN A CORRECTIONAL FACILITY. I HAS SINCE SAT DOWN WITH GREGORY AND HAD A VERY SERIOUS CONVERSATION WITH HIM ABOUT TURNING HIS LIFE AROUND AND HOLDING A STEADY JOB. I AM SURE HE HAS LISTEN TO WHAT I SAID. HE IS A DIFFERENT PERSON TODAY. GREGORY WAS WELL LIKE BY HIS LAST EMPLOYER BEFORE HE WAS DETAINED. HE WAS A VERY DEPENDABLE WORKER. I CAN ASSURE THAT IF GREGORY IS RELEASE ON HIS OWN RECOGNIZANCE OR IF HE IS RELEASE TO ANY OF HIS IMMEDIATE FAMILY'S CUSTODY, EVERYTHING WILL BE DONE TO ENSURE THAT HE KEEPS OUT OF TROUBLE AND MEET ANY REQUIREMENTS THAT AUTHORITIES SET FORTH.

I REMAINS  
HIS SUPPORTIVE UNCLE  
CARSON CLARKE



# Good News Jail & Prison Ministry

## Certificate of Achievement

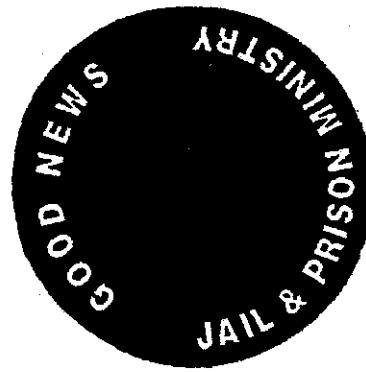
This Certifies that

Gregory P. Clarke

has successfully completed the Good News Jail & Prison Ministry Bible Correspondence Course of 136 Lessons, covering the Gospel of John, Romans, 1 and 2 Corinthians, Ephesians, Philippians, Colossians, 1 and 2 Thessalonians, 1 and 2 Peter, and 1 John.

April 26, 2001  
Date

*H.L. Greene*  
H.L. Greene, President  
*B.C.J. Jeffery*  
B.C.J. Jeffery, Chaplain



# PIKE COUNTY REHABILITATION PROGRAM FAMILIES AND RELATIONSHIPS

1. Father-Mother Wound
2. Anger & Control Techniques
3. Drug & Alcohol Addictions
4. Destructive Patterns
5. Taking Ownership
6. Forgiveness
7. Goal Setting
8. Spiritual Values
9. Disciplining the Mind
10. New Directions

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Gregory P. Clarke

Has successfully completed a 20 week program  
Offered through the jail and prison ministries

*November 30, 2000*

Course Completion Date

*Walter Van Beers, M. Ed.*

Walter Van Beers, M. ED., Professional Counselor

*Al Ostrander*  
Al Ostrander, Chairman of Ministry Council

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

GREGORY P. CLARKE,	:	
Petitioner	:	No. 1:CV-01-0738
v.	:	(Judge Caldwell)
IMMIGRATION & NATURALIZATION SERVICE,	:	(Mag. Judge Smyser)
Respondent	:	

**CERTIFICATE OF SERVICE**

I undersigned hereby certificate that I served a copy of attached materials on the Petitioner's behalf by depositing them in postpaid envelope addressed stated below.

That on this 28<sup>th</sup> day of May, 2001, Mr. Clarke place a copy of the attached.

**PETITIONER'S BRIEF TO SUPPORT  
THE PETITION FOR A WRIT OF HABEAS CORPUS**

CLERK'S OFFICE  
U.S. DISTRICT COURT  
228 WALNUT STREET  
P.O. BOX 983  
HARRISBURG, PA 18501

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GREGORY P. CLARKE  
Petitioner